

#8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

David BAILEY et al

PCT OPERATIONS

Serial No.: 10/018,061

Paralegal Specialist: Jeremy Fleming

Filed: December 14, 2001

For: CATHODE PLATE

RECEIVED

09 APR 2001

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Legal Staff
International Division

Sir:

Applicant thanks Mr. Fleming for speaking with the undersigned today.

In response to the Dismissal (mailed 31 March 2003) of applicant's 30 July 2002 "Petition to Reset Mail Date of Notification of Missing Requirements and Retransmittal of Request to Reset Mail Date of Notification of Missing Requirements" Applicant renews its petition to reset the mail date of the Notification of Missing Requirements mailed on February 7, 2002. The Notification was not received by the undersigned's firm until Examiner Alvarado faxed it to the undersigned on May 29, 2002.

(1) As stated in the original petition, the Office action was not received.

(2) Applicant further attests that a search of the file jacket indicates that the Office action was not received. Consistent with this, Applicant's original petition included a copy of the cover sheet of the file jacket showing no entry for the Notification of Missing Requirements.

(3) Applicant's counsel attests that a search of counsel's docket records indicates the Office action was not received.

(4) Applicant accompanies this petition with a copy of the docket record where the non-received Office action would have been entered had it been received and docketed (EXHIBIT A). The Office action was mailed February 7, 2002, and the due date was two months from the day of the Office action (April 7, 2002). Thus, EXHIBIT A is a copy of the firm's computer docket report

showing all replies docketed for April 7, 2002, namely the date two months from the mail date of the non-received Office action, and it is submitted as documentary proof of nonreceipt of the Office action.

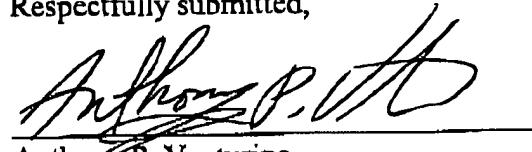
EXHIBIT A corroborates the computer docket system record for this particular application previously attached to the original Petition. The previously supplied record would have shown if any date had been docketed for this case for responding to the Notification of Missing Requirements.

On 30 July 2002, Applicant concurrently filed a Response to the Notification of Missing Requirements with a Petition for Extension of Response Time, Declaration and Assignment. If the present petition is granted, Applicant requests a refund of the fee for the extension of time, and the fee for this petition, be credited to the undersigned's firm Deposit Account No. 19-4375.

Respectfully submitted,

Date: April 9, 2003

By:



Anthony P. Venturino
Registration No. 31,674

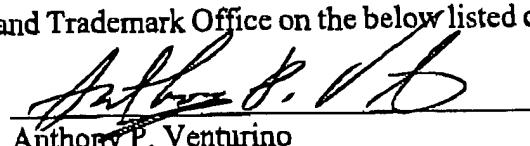
APV/pgw
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CERTIFICATE OF FACSIMILE TRANSMITTAL

The undersigned certifies this document and any document indicated as attached are being transmitted via facsimile to the United States Patent and Trademark Office on the below listed date.

Date: April 9, 2003

By:



Anthony P. Venturino

EXHIBIT A

Global Docket

Local Docket

UE	ATTY/ATTY2 PARA	REFERENCE#	TITLE / MARK	CLIENT	REG/SERIAL#	ACTION	CURRENT EXT	EXT AVAILABLE
<i>all continued...</i>								
7 Sun	TPP/TPP/TPP	TPP29035	OPTICALLY ACTIVE PYRIMIDINE COMPOUND, ASAMURA PATENT OFFICE	(US)	5,326,871	STATUS INQUIRY LTR	0	None
1 Man	BXD/BXD/CC	146M0251-1	UMPH V. PROGRESSIVE VISION, INC. ET AL. The United Methodist Publishing	Conseco, Inc.	(US) 76/269,538	REPORT PARTIES	0	None
3 Man	BXD/SDL/SWG	152M00281-1	CONSECO TOWN	Sacom, Inc.	(US) 2,005,452	STATUS/PUBLISHED?	0	2 Ext/1 Month
8 Man	BXD/BXD/BXD	552M00105-1	SECCOM & DESIGN	SELF-POWERED LIGHTING, IN	(US) 2,050,321	CALL UP (AFF./12)	0	None
8 Man	BXD/BXD/BXD	556M00108-1	OMNIGLO	SAFETY SIGHT, INC.	(US) 76/129,100	CALL UP (AFF./12)	0	None
8 Man	RMF/RMF/RMF	558M00103-3	TEETUTOR	UMR COMMUNICATIONS, INC.	(US) 76/147,544	SC: NOT ALLOW REC?	0	None
8 Man	BXD/BXD/CS	605M/00103-1	LUMICON	BRAUN & KEMMLER	(US) 731,037	STATUS NOA REC'D?	0	None
18 Man	BXD/BXD/TH	7117M00102-1	BEKA & DESIGN	ECKART-WERKE STANDARD	(US) 1,660,252	CALL UP (RENEWAL/1)	0	None
18 Man	BXD/BXD/TH	7489M00109-1	Metal Star	ECKART-WERKE STANDARD	(US) 1,660,252	AFFIDAVIT W/RENEWAL	1	None
18 Man	BXD/BXD/TH	7489M00109-1	Metal Star	OCEAN FISHERIES LIMITED	(US) 76/282,786	RENEWAL	1	None
18 Man	BXD/BXD/BXD	8666M00102-1	OCEAN'S & DESIGN	ECKART-WERKE STANDARD	(US) 1,660,252	CALL UP (RENEWAL/6)	0	None
18 Man	APV/APV/APV	APV34446	METHOD FOR SHEARING TO SIZE ROLLED B	GLP S.r.l.	(US) 09/646,735	STATUS CERT OF REG?	0	None
18 Man	APV/APV/APV	APV472424	XAMINE-XR	ARMECO TRADEMARK SERVIC	(US) 76/087,902	STATUS NOA REC'D?	0	None
08 Man	APV/APV/APV	JEL31230PCT	BINARY DATA COUNTING DEVICE, AREA INFO MIYAI PATENT OFFICE	(US) 08/601,799	STATUS CHECK	2	1 Ext/1 Month	
08 Man	JEL/JEL/JEL	L9289.01146	RADIO BASE STATION APPARATUS AND RADI Washida & Associates	(US) 09/857,328	PUBLICATION	2	1 Ext/1 Month	
08 Man	APV/APV/APV	ReH45251	MISC. DESIGN	PATENTWALT G. ZEITLER	(US) 1,774,911	CORR /RECOR REC'D?	0	None
08 Man	APV/APV/APV	ReH45259	WORMHOLE ISLAND	STUDIO FERRARIO	(US) 2,050,260	CALL UP (AFF./12)	0	None
08 Man	APV/APV/APV	RCH15617	transferred from <i>Grimus i Baldur by</i> MARWOOD	STUDIO FERRARIO	(US) 2,051,260	CALL UP (AFF./12)	0	5 Ext/6 Month
08 Man	JEL/JEL/JEL	TPP43269	ELECTRONIC SOURCING SYSTEM	E-Plus	(EP) 95305364.2	STATUS CHECK	1	1 Ext/1 Month
09 Tue	BXD/SWG/SWG	152M00217-1	CONSECO PLATINUM STRATEGY	Conseco, Inc.	(US) 75/893,435	STATEMENT OF USE	0	None
09 Tue	BXD/SWG/SWG	152M00217-1	CONSECO PLATINUM STRATEGY	Conseco, Inc.	(US) 75/893,435	FILE ITU EXTENTION	0	None
09 Tue	BXD/SWG/SWG	152M00218-1	CONSECO PROTECTION ANNUITY	Conseco, Inc.	(US) 75/893,434	FILE ITU EXTENTION	0	None

USPTO/PCT LEGAL

03 308 6459

*** RX REPORT ***

RECEPTION OK

TX/RX NO	5379
CONNECTION TEL	2024085200
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